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U.S. BANK NATIONAL ASSOCIATION

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

U.S. BANK NATIONAL ASSOCIATION, a  
national banking association,

Plaintiff,

v.

EEL RIVER SAWMILLS, INC., a California  
corporation; FAIRHAVEN POWER COMPANY,  
a California corporation;  
THE MEL AND GRACE MCLEAN  
FOUNDATION, a California private foundation;  
THE MCLEAN SURVIVOR'S TRUST, a private  
trust; DENNIS SCOTT, an individual and Trustee  
of the McLean Survivor's Trust;  
EUGENE LUCAS, an individual and Trustee of  
the McLean Survivor's Trust; and  
DOES ONE THROUGH FIFTY, inclusive,

Defendants.

Case No. 3:06-cv-06818-PJH

**VOLUNTARY DISMISSAL  
WITHOUT PREJUDICE**  
(F.R.Civ.Proc. 41) AND ORDER

1 Notice is hereby given that pursuant to Fed. R. Civ. Proc. 41(a)(1), Plaintiff U.S. BANK  
2 NATIONAL ASSOCIATION hereby voluntarily dismisses the above-captioned action without  
3 prejudice.

4 Dated: November 28, 2006

CHRISTOPHER J. CARR  
WILLIAM F. TARANTINO  
MORRISON & FOERSTER LLP

5  
6 /s/ William F. Tarantino (ECF)

7 By: \_\_\_\_\_

William F. Tarantino

8 Attorneys for Plaintiff  
9 U.S. BANK NATIONAL  
10 ASSOCIATION

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12 11/29/06

